

**RECEIVED
CENTRAL FAX CENTER****DEC 16 2004****Yee &
Associates, P.C.**4100 Alpha Road
Suite 1100
Dallas, Texas 75244Main No. (972) 385-8777
Facsimile (972) 385-7766**FACSIMILE COVER SHEET**

To: Commissioner for Patents for Examiner Zoila E. Cabrera Group Art Unit 2125	Facsimile No. 703-872-9306
From: Rebecca Clayton Paralegal to Duke W. Yee	No. of Pages Including Cover Sheet: 3
Enclosed herewith: <ul style="list-style-type: none">• Transmittal document; and• Notice of Appeal.	
Re: Application Serial No. 10/004,948 Attorney Docket No. AUS920010641US1	
Date: Thursday, December 16, 2004	
Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.	<i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i>

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY
FAXING A CONFIRMATION TO 972-385-7766.**

DEC 16 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Longnecker et al.

Serial No.: 10/004,948

Filed: December 5, 2001

For: Universal Server Farm Mass
Custom Design Tool

Group Art Unit: 2125

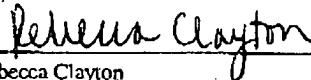
Examiner: Cabrera, Zoila E.

Attorney Docket No.: AUS920010641US1

Certificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306 on December 16, 2004.

By:


Rebecca ClaytonTRANSMITTAL DOCUMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

35525

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

Sir:

ENCLOSED HEREWITH:

- Notice of Appeal

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account 09-0447.

Respectfully submitted,


Duke W. Yee

Registration No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Longnecker et al.**

Serial No.: **10/004,948**

Filed: **December 5, 2001**

For: **Universal Server Farm Mass
Custom Design Tool**

§ Group Art Unit: **2125**
§
§ Examiner: **Cabrera, Zoila E.**
§
§ Attorney Docket No.: **AUS920010641US1**
§

Certificate of Transmission Under 37 C.F.R. § 1.8(a)
I hereby certify this correspondence is being transmitted via
facsimile to the Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, facsimile number (703) 872-9306
on December 16, 2004.
By: Rebecca Clayton
Rebecca Clayton

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated October 20, 2004 finally rejecting claims 1, 2, 5-9, 12-16, 19-23, and 26-36.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Duke W. Yee
Duke W. Yee
Reg. No. 34,285
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
(972) 385-8777
ATTORNEY FOR APPLICANTS